

In The Matter Of:

Hayden v.

Butler

Butler, Mr. Paul G.

September 3, 2014

Pace Reporting Service, Inc.

PO Box 252

Cary, NC 27512

919-859-0000

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Min-U-Script® with Word Index

ExG

1 Q Okay. Was this at the School of Government?

2 A Yes.

3 Q Okay. Tell me about that.

4 A Well, that's what we called it, baby judge school.

5 Q Okay.

6 A Jamie Markham and particularly the Justice
7 Reinvestment Act.

8 Q Okay.

9 A So I went once and then I went back again.

10 Q Okay. And you'll probably go again, if I know
11 Jamie Markham. All right. All right.

12 Do you remember the dates?

13 A I--I went pretty early on, after I was sworn--

14 Q Okay. So--

15 A --after I was--

16 Q --sometime in 2013?

17 A Oh, yeah.

18 Q Okay. All right.

19 A It was that spring.

20 Q All right. All right. Any other training like
21 that, outside of--

22 A We went to the National Parole Board chairman's
23 meeting this past spring, which was most
24 informative--

1 Q Okay.

2 A --attending a lot of the classes while we were
3 there.

4 Q Okay.

5 A And I--I sit on the Sentencing Commission by virtue
6 of being the chairman of the Parole Board, which is
7 most educational.

8 Q All right. When you arrived here at the Parole
9 Commission, did you have any in-house training on,
10 kind of, operations?

11 A Oh, yeah.

12 Q All right.

13 A Oh, yeah. I mean--

14 Q Tell--tell me about that.

15 A --I didn't vote for a couple months.

16 Q Okay.

17 A Till I observed and--and felt like I was
18 comfortable to vote.

19 Q Who worked with you, to get you up to speed here?

20 A Mary worked with me.

21 Q Mary Stevens?

22 A Yes.

23 Q All right.

24 A Oh, yeah. Mary--Mary worked with me, and then I

1 the future are just staggering. And we may not
2 have enough case analysts as this thing keeps--you
3 know, it--people are saying it's going to take five
4 years to see if Justice Reinvestment--

5 Q All right. I want to focus for a little bit on
6 felony parole. Right? And so about half your
7 caseload yesterday was cases where felony parole
8 was being considered. And could you tell me the
9 factors that you consider when you're voting on a
10 felony parole decision?

11 A Well, first, we--we read what the analyst says.

12 Q Okay.

13 A What the analyst's recommendations are.

14 Q Okay. Do you ever vote to override an analyst's
15 recommendation?

16 A We have, yes.

17 Q All right. Have you voted to recommend parole in a
18 case where an analyst recommended that it be
19 denied?

20 A We--what we--what is the normal practice is, if we
21 feel that we should take a look at somebody
22 further, the--for a MAPP, that--that we have our
23 psychologist do a--a--a psychological on the
24 individual first. We order a psychological. Then

1 may would know us and call us, and we would then
2 call the--if we thought it was justified, and
3 that's very infrequent.

4 Q All right. But that's--that's not in the course of
5 why they're deciding to grant a felony--

6 A No.

7 Q --parole down?

8 A That has nothing to do with it.

9 Q Oh. So that's a separate--

10 A That's a separate--

11 Q All right.

12 A --issue.

13 Q All right. Do you ever--when considering whether
14 to vote--to grant a felony parole, do you ever talk
15 with other commissioners about the cases?

16 A Yes.

17 Q Is that fairly common?

18 A It--we have so many cases now at--that we--the
19 voting goes--the--the--the voting goes--some--
20 sometime, but you--maybe a lot, not. I mean, we--
21 we--we--there's no huge conference that gets
22 together and says, "Let's discuss this," or, "Let's
23 discuss that." It's, this commissioner votes, this
24 commissioner votes, it comes to me, or it comes to

C E R T I F I C A T E O F W I T N E S S

I, _____, a witness in
the above-entitled action, do hereby certify that I have
reviewed the foregoing transcription of my deposition and
have made corrections, if any were deemed necessary, on the
enclosed addendum.

Signed this _____ day of _____, 2014.

(PAUL G. BUTLER)

sjg: (09-03-2014)